

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY)	
AVERAGE WHOLESale PRICE)	MDL NO. 1456
LITIGATION)	
)	CIVIL ACTION NO. 01-CV-12257-PBS
)	
THIS DOCUMENT RELATES TO)	Hon. Patti B. Saris
ALL ACTIONS)	
)	<u>FILED UNDER SEAL</u>
)	

**DECLARATION OF LUCY FOWLER IN SUPPORT OF ASTRAZENECA
PHARMACEUTICALS LP'S MEMORANDUM OF LAW IN OPPOSITION
TO PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT ON BEHALF OF
CLASSES 1 AND 2 AGAINST DEFENDANT ASTRAZENECA
BASED ON ITS GUILTY PLEA RELATED TO ZOLADEX**

I, Lucy Fowler, declare as follows:

1. I am an attorney with Foley Hoag LLP, counsel for Defendant AstraZeneca Pharmaceuticals LP in this action. I submit this declaration in support of AstraZeneca Pharmaceuticals LP's Memorandum of Law in Opposition to Plaintiffs' Motion for Summary Judgment Against Defendant AstraZeneca.

2. Attached as Exhibits 1 through 12 hereto are true and correct copies of the following:

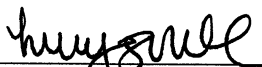
<u>EXHIBIT</u>	<u>TAB</u>
Excerpts from Senate Report No. 100-303.	1
Excerpts from House Report No. 100-76.	2
Excerpts from the transcript of the deposition of Robert A. Howe (Nov. 16, 2005) (HIGHLY CONFIDENTIAL).	3

EXHIBIT

TAB

Excerpts from the document production of Robert Howe, bearing Bates Numbers HOWE 0055, 0073 (HIGHLY CONFIDENTIAL).	4
Excerpts from the document production of Leroy Townsend, bearing Bates Number TOWN 0046 (HIGHLY CONFIDENTIAL).	5
Excerpts from the transcript of the deposition of Leroy Townsend (Nov. 15, 2005) (HIGHLY CONFIDENTIAL).	6
<i>Walker v. TAP Pharm. Prods.</i> , No. CPM L 682-01 (N.J. Super. Ct., Apr. 23, 2004) (Order and Memorandum of Decision).	7
<i>Stetser v. TAP Pharm., Inc.</i> , No. 1-CV-5268 (N.C. Gen. Ct. of Justice Super. Ct. Div., Mar. 9, 2004) (Order on Plaintiffs' Motion for Partial Summary Judgment).	8
<i>Walker v. TAP Pharm. Prods.</i> , No. CPM L 682-01 (N.J. Super. Ct.) (Class Action Complaint filed Oct. 8, 2001).	9
<i>Stetser v. TAP Pharm., Inc.</i> , No. 1-CV-5268 (N.C. Gen. Ct. of Justice Super. Ct. Div.) (Class Action Complaint filed Dec. 27, 2001).	10
Excerpts from the transcript of the deposition of Robert Black (Aug. 30, 2005) (HIGHLY CONFIDENTIAL).	11
Excerpts from the transcript of the deposition of James O'Shea (Sept. 28, 2005) (HIGHLY CONFIDENTIAL).	12

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on April 7, 2006.

By: 
 Lucy Fowler (BBO # 647929)

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was delivered via Federal Express to counsel for plaintiffs on April 7, 2006:

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